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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CS(OS) 912/2024 & I.A. 45586/2024**

NARENDER KUMAR ARORA

.....Plaintiff

Through: Mr. Arun Batta, Mr. Anurag Sharma
and Mr. Abdul Wahid Advocates

versus

VIJAY KUMAR ARORA & ORS.

.....Defendants

Through: None

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

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20.11.2024

1. A perusal of the plaint shows that the plaintiff has sought partition of the immovable estate belonging to his late mother Smt. Surjit Kumari and the details of the immovable assets are enlisted at paragraph 7 of the plaint. The immovable assets are all located in Mumbai. Thus, in view of the Section 16 Code of Civil Procedure, 1908 ('CPC'), the present petition seeking partition of the immovable estate of late Smt. Surjit Kumari is not maintainable in Delhi.

2. Leaned counsel for the plaintiff states that he seeks two (2) weeks' time to exclude the immovable estate of late Smt. Surjit Kumari from the scope of the suit and to approach the appropriate forum for the partition of the said estate.

3. The prayers in the suit qua the said immovable assets forming part of the estate of late Smt. Surjit Kumari are hereby dismissed as withdrawn with



liberty reserved to the plaintiff to approach the appropriate forum in accordance with law.

4. The plaintiff is granted two (2) weeks' time to make appropriate amendments to the captioned plaint.

5. At request, adjourned to **22.04.2025**.

MANMEET PRITAM SINGH ARORA, J
NOVEMBER 20, 2024/msh/AKT

Click here to check corrigendum, if any